

SB3316



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3316

Introduced 2/14/2014, by Sen. Antonio Muñoz

SYNOPSIS AS INTRODUCED:

35 ILCS 200/15-169

Amends the Property Tax Code. Provides that, for taxable year 2014 and each taxable year thereafter, the disabled veterans standard homestead exemption is \$5,000 for veterans with a service-connected disability of at least 50% (currently, the exemption is (i) \$5,000 for veterans with a service-connected disability of at least 70% and \$2,500 for veterans with a service-connected disability of at least 50% but less than 70%). Effective immediately.

LRB098 20012 HLH 55240 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Property Tax Code is amended by changing
5 Section 15-169 as follows:

6 (35 ILCS 200/15-169)

7 Sec. 15-169. Disabled veterans standard homestead
8 exemption.

9 (a) Beginning with taxable year 2007, an annual homestead
10 exemption, limited to the amounts set forth in subsection (b),
11 is granted for property that is used as a qualified residence
12 by a disabled veteran.

13 (b) The amount of the exemption under this Section is as
14 follows:

15 (1) for veterans with a service-connected disability
16 of at least (i) 75% for exemptions granted in taxable years
17 2007 through 2009, ~~and~~ (ii) 70% for exemptions granted in
18 taxable years year 2010 through 2013, and (iii) 50% for
19 exemptions granted in taxable year 2014 and each taxable
20 year thereafter, as certified by the United States
21 Department of Veterans Affairs, the annual exemption is
22 \$5,000; and

23 (2) for veterans with a service-connected disability

1 of at least 50%, but less than (i) 75% for exemptions
2 granted in taxable years 2007 through 2009 and (ii) 70% for
3 exemptions granted in taxable years ~~year~~ 2010 through 2013
4 ~~and each taxable year thereafter~~, as certified by the
5 United States Department of Veterans Affairs, the annual
6 exemption is \$2,500.

7 (b-5) If a homestead exemption is granted under this
8 Section and the person awarded the exemption subsequently
9 becomes a resident of a facility licensed under the Nursing
10 Home Care Act or a facility operated by the United States
11 Department of Veterans Affairs, then the exemption shall
12 continue (i) so long as the residence continues to be occupied
13 by the qualifying person's spouse or (ii) if the residence
14 remains unoccupied but is still owned by the person who
15 qualified for the homestead exemption.

16 (c) The tax exemption under this Section carries over to
17 the benefit of the veteran's surviving spouse as long as the
18 spouse holds the legal or beneficial title to the homestead,
19 permanently resides thereon, and does not remarry. If the
20 surviving spouse sells the property, an exemption not to exceed
21 the amount granted from the most recent ad valorem tax roll may
22 be transferred to his or her new residence as long as it is
23 used as his or her primary residence and he or she does not
24 remarry.

25 (d) The exemption under this Section applies for taxable
26 year 2007 and thereafter. A taxpayer who claims an exemption

1 under Section 15-165 or 15-168 may not claim an exemption under
2 this Section.

3 (e) Each taxpayer who has been granted an exemption under
4 this Section must reapply on an annual basis. Application must
5 be made during the application period in effect for the county
6 of his or her residence. The assessor or chief county
7 assessment officer may determine the eligibility of
8 residential property to receive the homestead exemption
9 provided by this Section by application, visual inspection,
10 questionnaire, or other reasonable methods. The determination
11 must be made in accordance with guidelines established by the
12 Department.

13 (f) For the purposes of this Section:

14 "Qualified residence" means real property, but less any
15 portion of that property that is used for commercial purposes,
16 with an equalized assessed value of less than \$250,000 that is
17 the disabled veteran's primary residence. Property rented for
18 more than 6 months is presumed to be used for commercial
19 purposes.

20 "Veteran" means an Illinois resident who has served as a
21 member of the United States Armed Forces on active duty or
22 State active duty, a member of the Illinois National Guard, or
23 a member of the United States Reserve Forces and who has
24 received an honorable discharge.

25 (Source: P.A. 96-1298, eff. 1-1-11; 96-1418, eff. 8-2-10;
26 97-333, eff. 8-12-11.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.